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## ***Texas Funeral Service Commission Stakeholder Meeting***

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April 21, 2022

### **Agenda ~ Welcome & Introductions ~Virtual Stakeholders Meeting**

#### **Chapter 204 – Fees**

##### **§204.1 Individual License Fees (Not Refundable)**

(a) Generally Applicable License Fees:

- (1) Funeral Director -- \$175.
- (2) Embalmer -- \$175.
- (3) All license fees shall be prorated if the initial license period is less than two years.

(b) Reciprocal License Fees:

- (1) Funeral Director -- \$310 (Includes a \$5 surcharge in accordance with Tex. Occ. Code Sec. 101.307 and a \$5 surcharge in accordance with Tex. Gov. Code Sec. 2054.252).
- (2) Embalmer -- \$310 (Includes a \$5 surcharge in accordance with Tex. Occ. Code Sec. 101.307 and a \$5 surcharge in accordance with Tex. Gov. Code Sec. 2054.252).
- (3) Funeral Director and Embalmer (Dual) - \$610 (Includes a \$5 surcharge in accordance with Tex. Occ. Code Sec. 101.307 and a \$5 surcharge in accordance with Tex. Gov. Code Sec. 2054.252).

##### **§204.2 Individual Application Fees (Not Refundable)**

(a) Generally Applicable Application Fees:

- (1) Provisional Funeral Director -- \$93 (Includes a \$5 surcharge in accordance with Tex. Occ. Code Sec. 101.307 and a \$3 surcharge in accordance with Tex. Gov. Code Sec. 2054.252).
- (2) Provisional Embalmer -- --\$93 (Includes a \$5 surcharge in accordance with Tex. Occ. Code Sec. 101.307 and a \$3 surcharge in accordance with Tex. Gov. Code Sec. 2054.252).
- (3) Individual Funeral Director License -- --\$93 (Includes a \$5 surcharge in accordance with Tex. Occ. Code Sec. 101.307 and a \$3 surcharge in accordance with Tex. Gov. Code Sec. 2054.252).
- (4) Individual Embalmer License -- --\$93 (Includes a \$5 surcharge in accordance with Tex. Occ. Code Sec. 101.307 and a \$3 surcharge in accordance with Tex. Gov. Code Sec. 2054.252).

(b) All license application fees payable to the Commission are waived for the following individuals:

- (1) military service members and military veterans, as those terms are defined by Chapter 55, Occupations Code, whose military service, training, or education substantially meets all of the requirements for licensure; and

- (2) military service members, military veterans, and military spouses, as those terms are defined by Chapter 55, Occupations Code, who hold a current license issued by another jurisdiction that has licensing requirements that are substantially equivalent to the requirements of this state.

### **§204.3 Individual Examination Fees (Not Refundable)**

- (a) Mortuary Law Examination--\$89 (\$55 being attributable to the Commission and \$34 being attributable to the third-party vendor administering the examination).
- (b) The fee for the Mortuary Law Examination shall be waived for the following individuals:
  - (1) military service members and military veterans, as those terms are defined by Chapter 55, Occupations Code, whose military service, training, or education substantially meets all of the requirements for licensure; and
  - (2) military service members, military veterans, and military spouses, as those terms are defined by Chapter 55, Occupations Code, who hold a current license issued by another jurisdiction that has licensing requirements that are substantially equivalent to the requirements of this state.

### **§204.4 Individual Renewal Fees (Not Refundable)**

- (a) Renewal Fees:
  - (1) Provisionally Licensed Funeral Director -- \$69 (includes a \$1 surcharge in accordance with Tex. Occ. Code Sec. 101.307 and a \$2 surcharge in accordance with Tex. Gov. Code Sec. 2054.252).
  - (2) Provisionally Licensed Embalmer - \$69 (includes a \$1 surcharge in accordance with Tex. Occ. Code Sec. 101.307 and a \$2 surcharge in accordance with Tex. Gov. Code Sec. 2054.252).
  - (3) Licensed Funeral Director --\$193 (includes a \$2 surcharge in accordance with Tex. Occ. Code Sec. 101.307 and a \$6 surcharge in accordance with Tex. Gov. Code Sec. 2054.252).
  - (4) Licensed Embalmer --\$193 (includes a \$2 surcharge in accordance with Tex. Occ. Code Sec. 101.307 and a \$6 surcharge in accordance with Tex. Gov. Code Sec. 2054.252).
  - (5) Licensed Funeral Director and Embalmer (Dual) – \$330 (includes a \$2 surcharge in accordance with Tex. Occ. Code Sec. 101.307 and a \$8 surcharge in accordance with Tex. Gov. Code Sec. 2054.252).
  - (6) Licensed Funeral Director over the age of 65 or disabled status -- \$98.50 (includes a \$2 surcharge in accordance with Tex. Occ. Code Sec. 101.307 and a \$4 surcharge in accordance with Tex. Gov. Code Sec. 2054.252).
  - (7) Licensed Embalmer over the age of 65 or disabled status -- \$98.50 (includes a \$2 surcharge in accordance with Tex. Occ. Code Sec. 101.307 and a \$4 surcharge in accordance with Tex. Gov. Code Sec. 2054.252).
  - (8) Licensed Funeral Director and Embalmer (Dual) over the age of 65 or disabled status – \$168 (includes a \$2 surcharge in accordance with Tex. Occ. Code Sec. 101.307 and a \$6 surcharge in accordance with Tex. Gov. Code Sec. 2054.252).

- (9) Licensed Funeral Director and/or Embalmer – Inactive Status -- \$6 (includes a \$2 surcharge in accordance with Tex. Occ. Code Sec. 101.307 and a \$4 surcharge in accordance with Tex. Gov. Code Sec. 2054.252).
- (b) The renewal fee shall be waived for active military service members as the term is defined by Chapter 55, Occupations Code.

#### **§204.5 Late Penalty Fees for Individual Renewals (Not Refundable)**

- (a) The following penalty will be added to the renewal fee assessed under Section 204.4 if the renewal is one day to ninety days late:
  - (1) Provisionally Licensed Funeral Director --\$66.
  - (2) Provisionally Licensed Embalmer - \$66.
  - (3) Licensed Funeral Director --\$92.50.
  - (4) Licensed Embalmer -- \$92.50.
  - (5) Licensed Funeral Director and Embalmer (Dual) – \$160.
  - (6) Licensed Funeral Director over the age of 65 or disabled status -- \$46.25.
  - (7) Licensed Embalmer over the age of 65 or disabled status -- \$46.25.
  - (8) Licensed Funeral Director and Embalmer (Dual) over the age of 65 or disabled status – \$80.
- (b) The following penalty fee will be added to the renewal fee assessed under Section 204.4 if the renewal is ninety-one days to less than one year late:
  - (1) Licensed Funeral Director --\$185.
  - (2) Licensed Embalmer -- \$185.
  - (3) Licensed Funeral Director and Embalmer (Dual) – \$320.
  - (4) Licensed Funeral Director over the age of 65 or disabled status -- \$92.50.
  - (5) Licensed Embalmer over the age of 65 or disabled status -- \$92.50.
  - (6) Licensed Funeral Director and Embalmer (Dual) over the age of 65 or disabled status – \$160.

#### **§204.6 Reinstatement Fee (Not Refundable)**

The fee for a license, which has been expired for longer than one year:

- (1) Licensed Funeral Director -- \$370.
- (2) Licensed Embalmer -- \$370.
- (3) Licensed Funeral Director and Embalmer (Dual) -- \$640.
- (4) Licensed Funeral Director over the age of 65 or disabled status -- \$185.
- (5) Licensed Embalmer over the age of 65 or disabled status -- \$185.
- (6) Licensed Funeral Director and Embalmer (Dual) over the age of 65 or disabled status – \$320.

#### **§204.7 Establishment Fees for Funeral Homes, Commercial Embalming Facilities, and Crematories (Not refundable)**

- (a) New Establishment License Fee -- \$~~462~~550 (Includes a \$5 surcharge in accordance with Tex. Occ. Code Sec. 101.307).

- (b) Establishment Renewal Fee -- \$537 (includes a \$1 surcharge in accordance with Tex. Occ. Code Sec. 101.307 and a \$16 surcharge in accordance with Tex. Gov. Code Sec. 2054.252).
- (c) Establishment Late Penalty (added to renewal fee if more than one day late) -- \$520

#### **§204.9 Miscellaneous Fees (Not Refundable)**

- (a) Duplicate or Replacement License--\$5.
- (b) Preliminary Evaluation of Eligibility for Licensure of Person with Criminal Record--\$95.
- (c) Written Verification of License:
  - (1) Simple License Verification --\$30.
  - (2) Detailed License Verification --\$50.
- (d) Continuing Education:
  - (1) Annual Provider Fee -- \$250.
  - (2) Course Fee -- \$50.
  - (3) Individual Non-Approved Provider Fee -- \$25.
- (e) Change of Funeral Director In Charge Fee -- \$150; fee will be applied upon 3<sup>rd</sup> change within the calendar year
- (f) Change in Ownership Fee -- \$270

#### **§204.10 Penalties**

- (a) Continuing education noncompliance--\$300.
- (b) Disciplinary penalties (Refer to Commission Rule §203.43 of this title).